

OPINION 1202
COLOBINAE JERDON, 1867 (1825) (PRIMATES):
CONSERVED

RULING.— (1) The following generic names are hereby placed on the Official List of Generic Names in Zoology with the Name Numbers specified:

- (a) *Semnopithecus* Desmarest, 1822 (gender: masculine), type species, by subsequent designation by Lereboullet, 1838, *Simia entellus* Dufresne, 1797 (Name Number 2151);
- (b) *Presbytis* Eschscholtz, 1821 (gender: feminine), type species, by monotypy, *Presbytis mitrata* Eschscholtz, 1821 (Name Number 2152);

(2) The following specific names are hereby placed on the Official List of Specific Names in Zoology with the Name Numbers specified:

- (a) *entellus* Dufresne, 1797, as published in the binomen *Simia entellus* (specific name of type species of *Semnopithecus* Desmarest, 1822) (Name Number 2788);
- (b) *mitrata* Eschscholtz, 1821, as published in the binomen *Presbytis mitrata* (specific name of type species of *Presbytis* Eschscholtz, 1821) (Name Number 2789);

(3) The following family-group names are hereby placed on the Official List of Family-Group Names in Zoology with the Name Numbers specified:

- (a) COLOBINAE Jerdon, 1867 (1825) (type genus *Colobus* Illiger, 1811) with an endorsement that it is to be considered the senior synonym of PRESBYTINA Gray, 1825, as required by Article 40b, by any zoologist who considers that these two names denote a single family-group taxon of relevant rank (Name Number 531);
- (b) PRESBYTINAE Gray, 1825 (as 'Presbytina') (type genus *Presbytis* Eschscholtz, 1821) with an endorsement that it is not to be used at a given rank in the family group by any zoologist who considers that *Colobus* Illiger, 1811 and *Presbytis* Eschscholtz, 1821 belong to the same taxon at that rank (Name Number 532);
- (c) SEMNOPITHECIDAE Owen, 1843 (type genus *Semnopithecus* Desmarest, 1822), (Name Number 533).

HISTORY OF THE CASE Z.N.(S.) 2094

An application to conserve COLOBIDAE "Blyth, 1875" as the family name of the leaf-eating monkeys was first received from Professor Eric Delson (*City University of New York, New York 10468, U.S.A.*) on 23 October 1974. After an exchange of correspondence it was sent to the printer on 13 February 1976 and published on 30 September 1976 in *Bull. zool. Nom.* vol. 33, pp. 85–89. Public notice of the possible use of the plenary powers was given in the same part of the *Bulletin* as well as to the statutory serials and to two mammalogical journals.

Professor Delson believed that the use of the plenary powers was necessary to conserve COLOBINAE as the valid name of the family-group taxon involved. Dr D. Brandon-Jones, however, showed that this was not the case, and added some important factual data to the case, the intention of which he wholly supported (*Bull. zool. Nom.* vol. 35, pp. 69–70). Professor Delson was offered an opportunity to reply to Dr Brandon-Jones but said that he saw no need to do so. Later, Dr Brandon-Jones communicated an earlier type-species designation for *Semnopithecus* that had been cited either in Professor Delson's application or in Dr Brandon-Jones's published comment. No other comment was received.

DECISION OF THE COMMISSION

On 24 November 1980 the members of the Commission were invited to vote under the Three-Month Rule in Voting Paper (1980)36 either (A) for the proposal presented by Dr Delson in *Bull. zool. Nom.* vol. 33, pp. 87–88, or (B) for the proposal presented by Dr Brandon Jones in vol. 35, p. 70. At the close of the voting period on 24 February 1981, the state of the voting was as follows:

For (A): Trjapitzin, Alvarado

For (B): eighteen (18) votes received in the following order: Melville, Holthuis, Brinck, Willink, Mroczkowski, Starobogatov, Habe, Corliss, Hahn, Welch, Tortonese, Ride, Lehtinen, Cogger, Binder, Bayer, Bernardi, Nye.

Heppell voted against (A) and abstained on (B). Dupuis and Sabrosky abstained. Vokes and Halvorsen were on leave of absence. No voting paper was returned by Kraus.

The following comments were returned by members of the Commission with their voting papers:

Dupuis: 'Je souhaite m'abstenir pour les raisons suivantes: (1) Une décision préalable — que je demande expressément — sur les noms de Mammifères de Brisson, 1758 (*Bull. zool. Nom.* vol. 33, p. 47) aurait été nécessaire; (2) la nomenclature des taxa anciens de

Mammifères (et d'Oiseaux) est si compliquée, juridiquement (= nomenclatoirement) et taxinomiquement, qu'elle me paraît difficile à trancher de manière vraiment compétente et satisfaisante par une commission où il y a très peu de mammalogistes; je redoute en fait des votes de résignation (on suit les requérants) ou aléatoires (on joue la réponse aux dés); (3) il aurait été souhaitable qu'un plus grand nombre de mammalogistes de langue allemande, française, néerlandaise, etc. donnent leur avis (ou qu'on le leur demande); (4) les votes avec propositions alternatives sont dangereux, en raison (a) des hésitations dont ils témoignent de la part des requérants eux-mêmes, (b) des risques de confusions qu'ils comportent sur le sens des votes émis.'

Ride: 'In voting for Alternative B, I must ask the Secretary to examine the assertion made by Brandon-Jones that COLOBIDAE was not properly proposed by Blyth. Contrary to the assertion, there is no requirement (Article 11e) that an author should list the nominal type genus. The nominal type genus is made absolutely clear in the stem of the family-group name itself. However, the Secretary should ascertain whether the name is based on a name then valid for a contained genus and clearly used to denote a suprageneric taxon. If the assertion is not upheld, the attribution of authorship to Jerdon, 1867, should be amended.

'The endorsement sought for COLOBIDAE should also be amended as follows: "...with the endorsement...PRESBYTINAE Gray, 1825, as required by Article 40b".

'Finally, "PRESBYTINA" is not a family-group name. It cannot be placed on the List in the form sought. It is an incorrect original spelling that does not satisfy the provisions of Article 29; it is to be corrected wherever it is found. It does not enter into homonymy (see Article 32c).'

Note by the Secretary. COLOBIDAE Blyth was proposed in 1863 for thirteen species of *Presbytis* and in 1875 for four species of *Presbytes* [*sic*]. There is no internal evidence in either case to show whether Blyth considered *Colobus* a valid generic name or not. Article 11e of the Code at present in force does not say that the inclusion of the type genus in the family-group taxon is implicit in the formation of the name, and it would be wrong, in my view, to read it as though it did. I have therefore upheld Dr Brandon-Jones's assertion.

Dr Ride's second point has been incorporated in paragraph (3)(a) of the ruling in this Opinion.

The name PRESBYTINA is used, as Dr Brandon-Jones showed, at infra-subfamilial rank, and the formation of such names is not governed by Article 29. However, the name was clearly proposed by Gray for a subfamily and the Official List entry has

been amended accordingly. R.V.M.

Nye: 'COLOBIDAE should be dated from Blyth, 1863 as the nominal type genus *Colobus* is contained in it by implication.' (See above note on Dr Ride's comment.)

ORIGINAL REFERENCES

The following are the original references for the names placed on Official Lists by the ruling giving in the present Opinion:

COLOBINAE Jerdon, 1867, *The Mammals of India* (Roorkee), p.3
entellus, *Simia*, Dufresne, 1797, *Bull. sci. Soc. philom. Paris*, no. 7,
 p. 49

mitrata, *Presbytis*, Eschscholtz, 1821 in Kotzebue, *Entdeckungsreise
 in die Sud-See und nach den Berings-Strasse zur Erforschung
 einer nordostlichen Durchfahrt unternommen in der Jahren
 1815-1818* (Weimar, Gebrüder Hoffman), vol. 3, p. 196

PRESBYTINAE Gray, 1825, *Ann. Philos.* vol. 26 (series 2, vol.
 10), p. 338

Presbytis Eschscholtz, 1821 in Kotzebue, *Entdeckungsreise in die
 Sud-See und nach den Berings-Strasse zur Erforschung einer
 nordostlichen Durchfahrt unternommen in der Jahren
 1815-1818* (Weimar, Gebrüder Hoffmann), vol. 3, p. 196

SEMNOPITHECIDAE Owen, 1843, *Rep. brit. Assoc. Adv. Sci.*
 for 1842, p. 55

Semnopithecus Desmarest, 1822, *Encycl. méth.* (Mammifères) (2),
 p. 533.

The following is the original reference to a type-species
 designation accepted in the ruling given in the present Opinion: of
Simia entellus Dufresne, 1797 as type species of *Semnopithecus*
 Desmarest, 1822, by Lereboullet, 1838, *Mém. Soc. Mus. Hist. nat.*
Strasbourg, vol. 2 (KK), table 1.

CERTIFICATE

I hereby certify that the votes cast on V.P.(80)36 were cast as
 set out above, that the proposal contained in that voting paper has
 been duly adopted, and that the decision so taken, being the
 decision of the International Commission on Zoological
 Nomenclature, is truly recorded in the present Opinion No. 1202.

R.V. MELVILLE

Secretary

International Commission on Zoological Nomenclature

London

7 July 1981